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13 *Attorneys for Defendant  
LinkedIn Corporation*

14 UNITED STATES DISTRICT COURT  
15 NORTHERN DISTRICT OF CALIFORNIA  
16 SAN FRANCISCO DIVISION

17  
18 3taps, Inc.,  
19 Plaintiff,  
20 vs.  
21 LinkedIn Corporation,  
22 Defendant.

Case No. 18-cv-00855-EMC

**STIPULATION AND [PROPOSED]  
SCHEDULING ORDER**

Judge: Hon. Edward M. Chen

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1           WHEREAS 3Taps, Inc. (“3Taps”) filed a complaint in this action against LinkedIn  
2 Corporation (“LinkedIn”) on February 8, 2018;

3           WHEREAS on February 23, 2018, the Court ordered this action related to *hiQ Labs, Inc.*  
4 *v. LinkedIn Corp.*, No. 17-cv-03301-EMC (the “hiQ Action”);

5           WHEREAS the parties filed a Stipulation with Proposed Order on March 7, 2018 stating  
6 their agreement that, pending LinkedIn’s appeal to the Ninth Circuit in the hiQ Action, a stay  
7 would be in the interests of judicial efficiency and conserving the resources of this Court and the  
8 parties;

9           WHEREAS, pursuant to the March 7, 2018 Stipulation, the Court stayed the above-  
10 captioned action pending the resolution of the hiQ Appeal; Dkt. 10 (“Stay Order”);

11          WHEREAS, on March 9, 2020, LinkedIn filed a petition for a writ of certiorari in the  
12 Supreme Court of the United States in the hiQ Action (“Petition”);

13          WHEREAS, the Court entered a scheduling order in this case whereby LinkedIn’s  
14 deadline to answer or otherwise respond to the complaint, the resumption of discovery, and other  
15 deadlines depend on the date that the Supreme Court of the United States either rules on  
16 LinkedIn’s Petition, or issues an opinion on the merits in the hiQ Action, Dkt. 30;

17          WHEREAS, the Petition remains pending;

18          WHEREAS, there is a case management scheduled for March 4, 2021;

19          NOW, THEREFORE, FOR GOOD CAUSE, IT IS HEREBY STIPULATED AND  
20 AGREED:

21           1. The case management conference currently set March 4, 2021 at 9:30 a.m.  
22 is continued to June 4, 2021 at 9:30 a.m.

23           2. Nothing in this stipulation or order affects any other deadline in Dkt. 30.

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1 Dated: February 26, 2021

THE LAW OFFICES OF THOMAS V.  
CHRISTOPHER

2  
3 By: /s/ Thomas V. Christopher  
4 Thomas V. Christopher  
5 Attorneys for Plaintiff 3Taps, Inc.

6 Dated: February 26, 2021

ORRICK HERRINGTON & SUTCLIFFE

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8 By: /s/ Robert L. Uriarte  
9 Robert L. Uriarte  
10 Attorneys for LinkedIn Corp.

11 **Local Rule 5-1 Attestation**

12 I attest that Thomas V. Christopher concurred in the filing of this document.

13 /s/ Robert L. Uriarte

15 **[PROPOSED] ORDER**

17 Pursuant to Stipulation, it is SO ORDERED.

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20 The Honorable Edward M. Chen